

03-08-06

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

27

Application Number

10/775,983

Filing Date

February 10, 2004

First Named Inventor

Timothy P. Meier

Group Art Unit

2876

Examiner Name

Ahshik Kim

Attorney Docket Number

283-400.01

ENCLOSURES (check all that apply)☒ Fee Transmittal Form☒ Fee Attached☒ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☒ Extension of Time Request (2)☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s)☐ After Allowance Communication to
Group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)
(please identify below):One check for \$800 (Additional Claims),
One check for \$450.00 (Extension of time)
Comment on Statement For Reasons of
Allowability (2 pgs.) and Return Mail Room
Postcard.

Remarks

**The Commissioner is authorized to charge any additional fees
to Deposit Account No. 50-0289.****Express Mail Label No. EV676907180US****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm
and
Individual name

Wall Marjama & Bilinski LLP

George S. Blasiak

Reg. No. 37,283

Signature

Date

March 6, 2006

CERTIFICATE OF MAILINGI hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as
express mail (Express Mail Label No. EV676907180US) in an envelope addressed to: Mail Stop: Amendment, Commissioner for
Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: March 6, 2006

Typed or printed name

Jeannine C. Schirripa

Signature

Date

March 6, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FREE TRANSMITTAL
For FY 2006****Complete if Known**

Application Number	10/775,983
Filing Date	February 10, 2004
First Named Inventor	Timothy P. Meier
Examiner Name	Ahshik Kim
Art Unit	2876
Attorney Docket No.	283-400.01

☐ Applicant claims small entity status. See 37 CFR 1.27

AMOUNT OF PAYMENT \$1250.00

Express Mail Label No. EV676907180US

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 50-0289 Deposit Account Name: Wall Marijama & Bilinski LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments ☒ Credit any overpayments
of fee(s) under 37 CFR 1.16 and 1.17**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
- 20 or HP =	x	=		Fee (\$)
HP = highest paid number of total claims paid for, if greater than 20				
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	
- 3 or HP =	x	=		
HP = highest number of independent claims paid for, if greater than 3				

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a) (1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEES

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): Four Additional Independent Claims (\$800.00) & Two Month Extension of Time (\$450.00)	1250.00

SUBMITTED BY

Signature	<i>George S. Blasiak</i>	Registration No. 37,283 (Attorney/Agent)	Telephone 315-425-9000
Name (Print/Type)	George S. Blasiak		Date March 6, 2006



Express Mail Label No. EV676907180US
Attorney Docket No. 283-400.01
PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail addressed to Mail Stop: Amendment, Commissioner of Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on March 6, 2006. Express Mail Label No. EV676907180US

Jeannine C. Schirripa
Jeannine C. Schirripa

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/775,983 Confirmation No.: 1324
Applicant: Timothy P. Meier, et al.
Filed: February 10, 2004
Art Unit: 2876
Examiner: Ahshik Kim
Docket No.: 283-400.01
Customer No.: 20874

Mail Stop: Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

COMMENT ON STATEMENT OF REASONS FOR ALLOWABILITY

Sir:

Regarding the Statement of Reasons for Allowability dated October 4, 2005 applicants note that the elements listed by the Examiner in the Statement are not contained in combination in each claim indicated to be allowed. If the Examiner's position is that the recited elements must be recited in combination in each claim for each claim to be allowable the Examiner is respectfully requested to withdraw the indication for allowability and to substantiate such a finding with a formalized action. Otherwise the record will reflect that


Express Mail Label No. EV676907180US
U. S. Patent Application No. 10/775,983
Response to Office Action Dated March 6, 2006

each allowed claim has been allowed for one or more combination of elements actually
recited in it.

Respectfully submitted,

WALL MARJAMA & BILINSKI LLP

Date: March 6, 2006



George S. Blasiak
Registration No. 37,283
WALL MARJAMA & BILINSKI LLP
101 South Salina Street
Suite 400
Syracuse, NY 13202
315-425-9000
315-425-9114 (FAX)

Customer No. 20874

GSB/js